

**BEFORE THE UTTARAKHAND PUBLIC SERVICES TRIBUNAL
AT DEHRADUN**

CLAIM PETITION NO. 38/SB/2025

Permendra Singh, Junior Assistant, under suspension/ Judicial Custody, Executive Engineer, PWD Lansdowne, Pauri Garhwal, through wife, Smt. Anupama Devi, Adult.

.....Petitioner

versus

1. The Secretary, Public Works Department, Government of Uttarakhand, Dehradun.
2. The Chief Engineer (Headquarters) Public Works Department, Dehradun.
3. The Superintendent Engineer, 12th Circle, Public Works Department, Pauri.
4. The Executive Engineer, PWD Lansdowne, Pauri Garhwal.

..... Respondents

Present: Sri Uttam Singh, Advocate, for the petitioner
Sri V.P. Devrani, A.P.O. for the respondents

JUDGEMENT

Dated: 12th March, 2025

Justice U.C. Dhyani (Oral)

By means of present claim petition, petitioner seeks following reliefs:

“(i) Direct the respondent no. 3 to decide the representation for release of subsistence allowance (Annexure No. A-1).

(ii) Any other relief the Hon’ble Tribunal may deem fit in the circumstances of the case.

(iii) Award the cost of the petition to the petitioner.”

2. Smt. Anupama Devi (wife) has filed affidavit in support of the petition. Relevant documents have been filed by him in support of the petition.

3. Petitioner is posted in the office of Executive Engineer, PWD, Lansdowne, Pauri Garhwal. He was arrested in connection with a criminal case under Section 409/420 IPC and is in judicial custody in Dehradun. He was placed under ‘deemed suspension’. He filed a representation to respondent no. 3 for release of subsistence allowance. Such representation is pending consideration of the authority concerned.

4. The only prayer of the petitioner is that a direction be given to respondent no. 3 to decide the representation for release of subsistence allowance. Copy of representation has been brought on record as Annexure: A1.

5. Learned A.P.O. submitted that if a direction is given by the Tribunal, respondent no. 3 shall decide pending representation of the petitioner, as per law.

6. The claim petition is disposed of, at the admission stage, with the consent of learned Counsel for the parties, by directing respondent no. 3 to decide pending representation of the petitioner by a reasoned and speaking order in accordance with law, as expeditiously as possible, without unreasonable delay, preferably within eight weeks of presentation of certified copy of this order enclosing the documents in support thereof.

No order as to costs.

(JUSTICE U.C. DHYANI)
CHAIRMAN

DATE: 12th March, 2025
DEHRADUN
RS